

ASSEMBLY BILL

No. 512

Introduced by Assembly Member Yamada

February 24, 2009

An act to amend Section 51238 of the Government Code, relating to agricultural land.

LEGISLATIVE COUNSEL'S DIGEST

AB 512, as introduced, Yamada. Agricultural land: Williamson Act: compatible uses.

Under the Williamson Act, unless the board or council after notice and hearing makes a finding to the contrary, the erection, construction, alteration, or maintenance of gas, electric, water, communication, or agricultural laborer housing facilities are considered compatible uses on land under a Williamson Act contract, and no land occupied by any of those facilities may be excluded from an agricultural preserve by reason of that use.

This bill would also include horse breeding and training facilities as a compatible use of land under a Williamson Act contract.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 51238 of the Government Code is
2 amended to read:
3 51238. (a) (1) Notwithstanding any determination of
4 compatible uses by the county or city pursuant to this article, unless
5 the board or council after notice and hearing makes a finding to

1 the contrary, the erection, construction, alteration, or maintenance
2 of gas, electric, water, communication, ~~or~~ agricultural laborer
3 housing facilities, *or horse breeding and training facilities* are
4 hereby determined to be compatible uses within any agricultural
5 preserve.

6 (2) No land occupied by gas, electric, water, communication,
7 ~~or~~ agricultural laborer housing facilities, *or horse breeding and*
8 *training facilities* shall be excluded from an agricultural preserve
9 by reason of that use.

10 (b) The board of supervisors may impose conditions on lands
11 or land uses to be placed within preserves to permit and encourage
12 compatible uses in conformity with Section 51238.1, particularly
13 public outdoor recreational uses.